

GOVERNMENT OF TELANGANA
ABSTRACT

Public Servants – Industries Department – case registered under the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) for the allegations of demand and acceptance of bribe against Sri Mohd.Inayath Ali Khan, Junior Assistant, Office of the General Manager, District Industries centre, Mahabubnagar- Trapped on 06.12.2017 – Sanction of Prosecution – Orders- Issued.

INDUSTRIES AND COMMERCE (VIGILANCE) DEPARTMENT

G.O.Ms.No. 17

Dated: 24-12-2019

ORDER:-

Whereas, Sri Mohd. Inayath Ali Khan worked as a Junior Assistant in the O/o the General Manager, District Industries Center, Mahabubnagar from 16.11.2009 to 06.12.2017 and by virtue of the post held by him, he falls under the category of "Public Servant" as defined under section 2(b) of Prevention of Corruption Act, 1988 (Central Act 49 of 1988).

2. And whereas, Sri MudavathRamjiNaik, S/o Sri M.LimbyaNaik is an Agriculturist and is a native of Sri LaxmaNaikThanda, H/o Kodugal Village of Jadcherla Mandal, Mahabubnagar district.

3. And whereas, Sri M. RamjiNaik, S/o LimbyaNaik lodged a complaint before Deputy Superintendent of Police, Anti CorruptionBureau, Mahabubnagar on 30.11.2017 at 16:30 hours stating that, he purchased a Mahindra-575 Tractor in the month of October-2015 in the name of his wife Smt.MudavathAnjamma by taking loan from ICICI Bank, Mahabubnagar. As they belong to Scheduled Tribe, he went to District Industries Centre, Mahabubnagar to get subsidy on his tractor and Part-1 application was filled by him. On 11.03.2016 he went to District Industries Centre, Mahabubnagar and submitted application to Sri MohdInayath Ali Khan, Junior Assistant. In the month of March,2017 he met Sri P.NarsingRao, Industrial Promotion Officer and asked him about his work. Then Sri P. NarsingRao replied that he would look after his work and see that the sanction order would be issued. By saying so, he demanded Rs.10,000/- as bribe for him and to his Junior Assistant Sri MohdInayath Ali Khan. At that time, Sri MohdInayath Ali Khan was also present in the chambers of Sri P. NarsingRao. Then Sri MohdInayath Ali Khan also reiterated the words of Sri P.NarsingRao and stated that they would share Rs.5,000/- (Rupees five thousand only) each and without payment of the bribe his work would not be completed. Further Sri P. NarsingRao also stated that Sri M.RamjiNaik would receive more than Rupees three lakhs from the Government, but if he does not pay Rs. 5,000/- (Rupees five thousand only) each, the same amount would be stopped.

4. Later, in the month of September2017, he received a letter from the District Industries Center, Mahabubnagar. In reply to the letter he went to Mahabubnagar and met Sri P. NarsingRao and submitted all the documents. Then Sri P.NarsingRao asked whether he brought the demanded bribe amount or not. For that he replied that he was not having that much amount. But, Sri P. NarsingRao asked him to bring the Tractor for inspection along with the demanded bribe amount. After a few days, when he took the tractor to the office for inspection, both Sri P.NarasingRao and Sri MohdInayath Ali Khan asked whether he bought the demanded bribe amount or not. For that, when he replied that he could not afford to pay that much amount as bribe.Then they replied that, without paying the bribe amount his work will not be completed. Finally on 28.11.2017, when he went to the

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office and met Sri P. NarsingRao, he found Sri Mohd.Inayath Ali Khan also present in the chambers of Sri P.NarsingRao. When he asked about his work and when will he receive the sanction order, they asked him as to whether he first bought their demanded bribe or not? When he replied that he is very poor and he cannot afford to pay Rs.10,000/- as bribe and on his repeated requests they reduced the bribe amount to Rs.8,000/- and asked him to pay 4,000/- to each. They further strongly stated that they themselves complete the entire work and see that sanction order would be issued otherwise no sanction order would be issued. Sri M. RamjiNaik was not willing to pay the bribe amount, but without the payment of demanded bribe amount his work would not be done. Hence, Sri RamjiNaik requested the Deputy Superintendent of Police, Anti CorruptionBureau,Mahabubnagar to take necessary legal action against them.

5. After verifying the facts of the complaint and after due enquiry and after observing all the formalities, a case in Crime No.4/RCT-ACB-MBNR/2017 U/s 7 of Prevention of Corruption Act, 1988 was registered on 06-12-2017 at 13:30 hours by Deputy Superintendent of Police,Anti CorruptionBureau, Mahabubnagar against Sri P. NarsingRao, Industrial Promotional Officer and Sri Mohd. Inayath Ali Khan, Junior Assistant O/o General Manager, District Industries centre Mahabubnagar and arrangements were made for laying a trap.

6. And whereas,during post-trap proceedings on 06.12.2017 when Sri M. RamjiNaikwent to O/o the District Industries Centre, Mahabubnagar by wearing Audio and Video device provided by theAnti CorruptionBureau officials, met the Industrial Promotional Officer Sri P.NarsingRao. After some time he came out of the chambers of P.NarsingRao and proceeded towards the office section hall, where one person was talking with Sri Mohd.Inayath Ali Khan and within a minute the said person left the hall and then Sri Mohd. Inayath Ali Khan demanded money and then he gave Rs.2,000/-. Sri Mohd. Inayath Ali Khan, Junior Assistant took the amount with his left hand and kept in left side pant pocket and assured him his work would be completed as soon as possible. After that the complainant relayed prearranged signals to Anti Corrupt Bureau staff.

7. Thus, Sri Mohd.Inayath Ali Khan, Junior Assistant, was trapped by the officials of Anti CorruptionBureau. The left hand fingers of Sri Mohd. Inayath Ali Khan yielded positive result in chemical test and the tainted amount of Rs.2,000/- was recovered from the possession of Mohd. Inayath Ali Khan at his instance from the left side pocket of his wearing pant. The inner linings of left side pocket of wearing pant of Sri Mohd. Inayath Ali Khan which came into contact with the tainted amount also yielded positive result in chemical test. The Deputy Superintendent of Police, Anti CorruptionBureau,Mahabubnagar seized the tainted currency notes under cover of post-trap proceedings.

8. The entire demand and acceptance of bribe by Sri Mohd.Inayath Ali Khan, Junior Assistant, O/o the General Manager, District Industries Centre, Mahabubnagar was recorded in audio and video device by the complainant.

9. And whereas, the above said acts of Sri Mohd. Inayath Ali Khan, Junior Assistant, O/o General Manager, District Industries Centre, Mahabubnagar constitute offences punishable under sections 7 and clause (d) of sub-section (1) of section 13 r/w sub-section (2) of sec. 13 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988).

10. And whereas, the Government of Telangana, being the competent authority to remove Sri Mohd. Inayath Ali Khan, Junior Assistant , O/o General Manager, District Industries Centre, Mahabubnagar from the service, after fully and carefully examining the material i.e. FIR, pre-trap & post-trap

proceedings, statements of witnesses, final report of the Director General, Anti Corruption Bureau, Telangana, Hyderabad and all the relevant documents, in respect of the above said allegations and having regard to the circumstances of the case, consider that the said Sri Mohd. Inayath Ali Khan, Junior Assistant, O/o the General Manager, District Industries Centre, Mahabubnagar should be prosecuted in a Court of Law for the aforesaid offences.

11. Now, therefore, in exercise of the powers conferred under clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988), the Government of Telangana, hereby accord sanction for prosecution of Sri Mohd. Inayath Ali Khan, Junior Assistant, O/o the General Manager, District Industries Centre, Mahabubnagar for the aforesaid offences punishable under sections 7 and clause (d) of sub-section (1) of section 13 read with sub-section (2) of section 13 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a Court of Competent Jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

(JAYESH RANJAN)
PRINCIPAL SECRETARY TO GOVERNMENT & CIP (FAC)

To
The Director General,
Anti-corruption Bureau, Telangana, Hyderabad.